

HOUSE BILL 1390

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By: **Delegates Rosenberg and Hubbard**

Introduced and read first time: February 18, 2010

Assigned to: Health and Government Operations and Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Tobacco Use Prevention and Cessation Program and Cancer Prevention,**
3 **Education, Screening, and Treatment Program – Funding**

4 FOR the purpose of requiring the Governor to include certain amounts in the annual
5 budget for certain activities aimed at reducing tobacco use in Maryland;
6 authorizing the Secretary of Budget and Management to redistribute certain
7 funding appropriated for certain grants under the Statewide Academic Health
8 Center Component of the Cancer Prevention, Education, Screening, and
9 Treatment Program; requiring the Governor to include certain amounts in the
10 annual budget for certain grants under the Statewide Academic Health Center
11 Component for certain fiscal years; repealing a certain termination provision;
12 and generally relating to funding for the Tobacco Use Prevention and Cessation
13 Program and the Cancer Prevention, Education, Screening, and Treatment
14 Program.

15 BY repealing and reenacting, with amendments,
16 Article – Health – General
17 Section 13–1015, 13–1114(c), 13–1116(a)(1), 13–1117(a)(1), and 13–1118(a)(1)
18 Annotated Code of Maryland
19 (2009 Replacement Volume)

20 BY adding to
21 Article – Health – General
22 Section 13–1114(f)
23 Annotated Code of Maryland
24 (2009 Replacement Volume)

25 BY repealing and reenacting, with amendments,
26 Chapter 487 of the Acts of the General Assembly of 2009
27 Section 44

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Health – General**

4 13–1015.

5 (a) For fiscal year 2010 [and fiscal year 2011], the Governor shall include at
6 least \$7,000,000 in the annual budget in appropriations for activities aimed at
7 reducing tobacco use in Maryland as recommended by the Centers for Disease Control
8 and Prevention, including:

9 (1) Media campaigns aimed at reducing smoking initiation and
10 encouraging smokers to quit smoking;

11 (2) Media campaigns educating the public about the dangers of
12 secondhand smoke exposure;

13 (3) Enforcement of existing laws banning the sale or distribution of
14 tobacco products to minors;

15 (4) Promotion and implementation of smoking cessation programs;
16 and

17 (5) Implementation of school–based tobacco education programs.

18 (b) For fiscal year [2006] **2011**, the Governor shall include at least
19 **[\$10,000,000] \$6,000,000** in the annual budget in appropriations for the purposes
20 described in subsection (a) of this section.

21 **(C) FOR FISCAL YEARS 2012 THROUGH 2016, THE GOVERNOR SHALL**
22 **INCLUDE AT LEAST \$25,000,000 IN THE ANNUAL BUDGET IN APPROPRIATIONS**
23 **FOR THE PURPOSES DESCRIBED IN SUBSECTION (A) OF THIS SECTION.**

24 **(D) FOR FISCAL YEAR 2017 AND EACH FISCAL YEAR THEREAFTER, THE**
25 **GOVERNOR SHALL INCLUDE AT LEAST \$21,000,000 IN THE ANNUAL BUDGET IN**
26 **APPROPRIATIONS FOR THE PURPOSES DESCRIBED IN SUBSECTION (A) OF THIS**
27 **SECTION.**

28 13–1114.

29 (c) Subject to **SUBSECTION (F) OF THIS SECTION** AND §§ 13–1115 through
30 13–1118 of this subtitle, the Department may implement the Statewide Academic
31 Health Center Component by distributing:

32 (1) Statewide Academic Health Center Public Health Grants, as
33 provided under § 13–1115 of this subtitle;

1 (2) Statewide Academic Health Center Cancer Research Grants, as
2 provided under § 13–1116 of this subtitle;

3 (3) A Statewide Academic Health Center Tobacco–Related Diseases
4 Research Grant, as provided under § 13–1117 of this subtitle; and

5 (4) A Statewide Academic Health Center Network Grant, as provided
6 under § 13–1118 of this subtitle.

7 **(F) THE SECRETARY OF BUDGET AND MANAGEMENT MAY**
8 **REDISTRIBUTE FUNDING APPROPRIATED FOR GRANTS UNDER THE STATEWIDE**
9 **ACADEMIC HEALTH CENTER COMPONENT AMONG THE GRANTS IN SUBSECTION**
10 **(C)(2), (3), AND (4) OF THIS SECTION.**

11 13–1116.

12 (a) (1) **(I) FOR EACH OF FISCAL YEARS 2013 AND 2014, THE**
13 **GOVERNOR SHALL INCLUDE AT LEAST \$21,000,000 IN THE ANNUAL BUDGET IN**
14 **APPROPRIATIONS FOR THE STATEWIDE ACADEMIC HEALTH CENTER CANCER**
15 **RESEARCH GRANTS UNDER THIS SECTION.**

16 **(II) For fiscal year [2010 and fiscal year 2011] 2015 AND EACH**
17 **FISCAL YEAR THEREAFTER,** the Governor shall include at least **[\$6,700,000]**
18 **\$10,400,000** in the annual budget in appropriations for the Statewide Academic
19 Health Center Cancer Research Grants under this section.

20 13–1117.

21 (a) (1) **(I) FOR EACH OF FISCAL YEARS 2013 AND 2014, THE**
22 **GOVERNOR SHALL INCLUDE AT LEAST \$6,825,000 IN THE ANNUAL BUDGET IN**
23 **APPROPRIATIONS FOR THE STATEWIDE ACADEMIC HEALTH CENTER**
24 **TOBACCO–RELATED DISEASES RESEARCH GRANT UNDER THIS SECTION.**

25 **(II) For fiscal year [2010 and fiscal year 2011] 2015 AND EACH**
26 **FISCAL YEAR THEREAFTER,** the Governor shall include at least **[\$1,250,000]**
27 **\$2,000,000** in the annual budget in appropriations for the Statewide Academic
28 Health Center Tobacco–Related Diseases Research Grant under this section.

29 13–1118.

30 (a) (1) **(I) FOR EACH OF FISCAL YEARS 2013 AND 2014, THE**
31 **GOVERNOR SHALL INCLUDE AT LEAST \$9,100,000 IN THE ANNUAL BUDGET IN**
32 **APPROPRIATIONS FOR THE STATEWIDE ACADEMIC HEALTH CENTER NETWORK**
33 **GRANT UNDER THIS SECTION.**

1 **(II)** For fiscal year [2010 and fiscal year 2011] **2015 AND EACH**
2 **FISCAL YEAR THEREAFTER**, the Governor shall include at least **[\$1,900,000]**
3 **\$3,000,000** in the annual budget in appropriations for the Statewide Academic
4 Health Center Network Grant under this section.

5 **Chapter 487 of the Acts of 2009**

6 SECTION 44. AND BE IT FURTHER ENACTED, That Section 3 of this Act
7 shall take effect July 1, 2009. [It shall remain effective for a period of 2 years and, at
8 the end of June 30, 2011, with no further action required by the General Assembly,
9 Section 3 of this Act shall be abrogated and of no further force and effect.]

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 July 1, 2010.